

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

LYNETTE M. PETRUSKA

Plaintiff,

V.

GANNON UNIVERSITY, et al.,

Defendants.

Civil Action No. 1:04-cv-00080 Erie

Judge Sean J. McLaughlin

Electronically Filed

**DEFENDANTS BISHOP DONALD W. TRAUTMAN’S, MONSIGNOR  
DAVID RUBINO’S, AND DR. ANTOINE GARIBALDI’S MOTION FOR  
JUDGMENT ON THE PLEADINGS PURSUANT TO RULE 12(c)**

AND NOW, come Defendants Bishop Donald W. Trautman, Monsignor David Rubino, and Dr. Antoine Garibaldi, by and through their attorneys, and, pursuant to Fed. R. Civ. P. 12(c), file the instant motion for judgment on the pleadings. The Court should enter judgment on behalf of the individual Defendants, as stated more fully in the memorandum of law accompanying this motion, because the allegations in the Second Amended Complaint fail to state a claim against these defendants upon which relief can be granted.

Dated: July 17, 2008

/s/ Leon F. DeJulius, Jr.

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